

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF COMMUNICATION INVESTMENTS,)
LTD., D/B/A/ TELAMARKETING COMMUNICATIONS OF)
EVANSVILLE, FOR A CERTIFICATE OF PUBLIC) CASE NO. 9882
CONVENIENCE AND NECESSITY TO PROVIDE RESALE)
OF TELECOMMUNICATION SERVICES AND FACILITIES)
WITHIN KENTUCKY)

O R D E R

On March 11, 1987, Communications Investments, LTD., d/b/a Telamarketing Communications of Evansville ("TMC of Evansville") filed its application for a certificate of public convenience and necessity to provide resale of wide area telecommunications service ("WATS") within the state of Kentucky. More specifically, TMC of Evansville proposes to provide intrastate WATS services to customers primarily in the Kentucky communities of Henderson, Owensboro, Paducah, and Madisonville.

Following Commission review of the initial application, certain filing deficiencies were identified to TMC of Evansville by letter dated March 16, 1987. On March 23, 1987, TMC of Evansville filed additional information which addressed and satisfied those deficiencies.

TMC of Evansville does not own any of the transmission facilities utilized to provide service to its customers. Applicant will utilize its own digital switch, an advanced

business communications Multi-Application Exchange System to switch calls and provide billing information. Transmission facilities for calls within a Local Access Transport Area ("LATA") will be leased from the appropriate Local Exchange Carrier, and transportation of calls between LATA's will be via facilities furnished by other participating, concurring, or connecting carriers.

FINDINGS AND ORDERS

The Commission, having considered the evidence of record and being advised, is of the opinion and finds that:

1. TMC of Evansville is not required to demonstrate a showing of public need due to the Commission's decisions in Administrative Case Nos. 261 and 273, an Inquiry into Inter- and Intra-LATA Intrastate Competition in Toll and Related Services Markets in Kentucky.

2. TMC of Evansville will be leasing facilities from certified carriers, both local and long distance, under tariff, and these parties will maintain their respective facilities. TMC of Evansville has the technical capability to maintain its own equipment.

3. TMC of Evansville is financially viable.

4. TMC of Evansville should be granted a certificate of public convenience and necessity to resell WATS within the Commonwealth of Kentucky.

5. The rates filed in this case should be approved.

6. TMC of Evansville should file its tariffs containing its rates, rules, and regulations in accordance with the Commission's regulations within 30 days from the date of this Order.

7. TMC of Evansville does not propose to charge a customer deposit in its proposed tariffs. Should such a charge be proposed, all customer deposits should be placed in escrow, in accordance with the Commission's Order in Administrative Case No. 273, entered May 25, 1984.

IT IS THEREFORE ORDERED that:

1. TMC of Evansville be and hereby is granted a certificate of public convenience and necessity to resell WATS within Kentucky.

2. TMC of Evansville's rates as filed be and hereby are approved.

3. TMC of Evansville shall comply with the matters set out in Findings 6 and 7 as if they were individually so Ordered.

Done at Frankfort, Kentucky, this 20th day of May, 1987.

PUBLIC SERVICE COMMISSION

Richard D. Hernandez Jr.
Chairman

W. C. Chappell
Vice Chairman

James M. Williams
Commissioner

ATTEST:

Executive Director